



Billing Code 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 64

[Docket ID FEMA-2020-0005; Internal Agency Docket No. FEMA-8637]

Suspension of Community Eligibility

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Final rule.

SUMMARY: This rule identifies communities where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP) that are scheduled for suspension on the effective dates listed within this rule because of noncompliance with the floodplain management requirements of the program. If the Federal Emergency Management Agency (FEMA) receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in this rule, the suspension will not occur and a notice of this will be provided by publication in the **Federal Register** on a subsequent date. Also, information identifying the current participation status of a community can be obtained from FEMA's Community Status Book (CSB). The CSB is available at <https://www.fema.gov/national-flood-insurance-program-community-status-book>.

DATES: The effective date of each community's scheduled suspension is the third date ("Susp.") listed in the third column of the following tables.

FOR FURTHER INFORMATION: If you want to determine whether a particular community was suspended on the suspension date or for further information, contact

Adrienne L. Sheldon, PE, CFM, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 400 C Street SW., Washington, DC 20472, (202) 674-1087.

SUPPLEMENTARY INFORMATION: The NFIP enables property owners to purchase Federal flood insurance that is not otherwise generally available from private insurers. In return, communities agree to adopt and administer local floodplain management measures aimed at protecting lives and new construction from future flooding. Section 1315 of the National Flood Insurance Act of 1968, as amended, 42 U.S.C. 4022, prohibits the sale of NFIP flood insurance unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed in this document no longer meet that statutory requirement for compliance with program regulations, 44 CFR Part 59. Accordingly, the communities will be suspended on the effective date in the third column. As of that date, flood insurance will no longer be available in the community. We recognize that some of these communities may adopt and submit the required documentation of legally enforceable floodplain management measures after this rule is published but prior to the actual suspension date. These communities will not be suspended and will continue to be eligible for the sale of NFIP flood insurance. A notice withdrawing the suspension of such communities will be published in the **Federal Register**.

In addition, FEMA publishes a Flood Insurance Rate Map (FIRM) that identifies the Special Flood Hazard Areas (SFHAs) in these communities. The date of the FIRM, if one has been published, is indicated in the fourth column of the table. No direct Federal financial assistance (except assistance pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act not in connection with a flood) may be provided for construction

or acquisition of buildings in identified SFHAs for communities not participating in the NFIP and identified for more than a year on FEMA's initial FIRM for the community as having flood-prone areas (section 202(a) of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4106(a), as amended). This prohibition against certain types of Federal assistance becomes effective for the communities listed on the date shown in the last column. The Administrator finds that notice and public comment procedures under 5 U.S.C. 553(b), are impracticable and unnecessary because communities listed in this final rule have been adequately notified.

Each community receives 6-month, 90-day, and 30-day notification letters addressed to the Chief Executive Officer stating that the community will be suspended unless the required floodplain management measures are met prior to the effective suspension date. Since these notifications were made, this final rule may take effect within less than 30 days.

National Environmental Policy Act. FEMA has determined that the community suspension(s) included in this rule is a non-discretionary action and therefore the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) does not apply.

Regulatory Flexibility Act. The Administrator has determined that this rule is exempt from the requirements of the Regulatory Flexibility Act because the National Flood Insurance Act of 1968, as amended, Section 1315, 42 U.S.C. 4022, prohibits flood insurance coverage unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed no longer comply with the statutory requirements, and after the effective date, flood insurance will no longer be available in the communities unless remedial action takes place.

Regulatory Classification. This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993,

Regulatory Planning and Review, 58 FR 51735.

Executive Order 13132, Federalism. This rule involves no policies that have federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This rule meets the applicable standards of Executive Order 12988.

Paperwork Reduction Act. This rule does not involve any collection of information for purposes of the Paperwork Reduction Act, 44 U.S.C. 3501 et seq.

List of Subjects in 44 CFR Part 64

Flood insurance, Floodplains.

Accordingly, 44 CFR Part 64 is amended as follows:

PART 64--[AMENDED]

1. The authority citation for Part 64 continues to read as follows:

Authority: 42 U.S.C. 4001 et seq.; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp.; p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp.; p. 376.

§ 64.6 [Amended]

2. The tables published under the authority of § 64.6 are amended as follows:

State and Location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current Effective Map Date	Date Certain Federal assistance no longer available in SFHAs
Region III				
Pennsylvania: Butler, Township of, Adams County.	421247	July 7, 1975, Emerg; August 19, 1985, Reg; July 22, 2020, Susp.	July 22, 2020	July 22, 2020.
Carroll Valley, Borough of, Adams County.	422635	December 4, 1975, Emerg; September 2, 1988, Reg; July 22, 2020, Susp.	-do-	-do-
Cumberland, Township of, Adams County.	421249	November 6, 1974, Emerg; September 30, 1981, Reg; July 22, 2020, Susp.	-do-	-do-
Hamiltonban, Township of, Adams County.	421252	October 15, 1975, Emerg; July 4, 1988, Reg; July 22, 2020, Susp.	-do-	-do-
Littlestown, Borough of, Adams County.	421244	March 6, 1975, Emerg; June 25, 1976, Reg; July 22, 2020, Susp.	-do-	-do-
Menallen, Township of, Adams County.	421256	December 11, 1975, Emerg; July 4, 1988, Reg; July 22, 2020, Susp.	-do-	-do-
Mount Joy, Township of, Adams County.	421257	July 24, 1975, Emerg; July 4, 1988, Reg; July 22, 2020, Susp.	-do-	-do-
Mount Pleasant, Township of, Adams County.	421258	July 2, 1975, Emerg; December 1, 1981, Reg; July 22, 2020, Susp.	-do-	-do-
Straban, Township of, Adams County.	421259	January 13, 1975, Emerg; July 16, 1981, Reg; July 22, 2020, Susp.	-do-	-do-
Union, Township of, Adams County.	421261	March 17, 1976, Emerg; December 4, 1985, Reg; July 22, 2020, Susp.	-do-	-do-
Region VII				
Iowa: Andover, City of, Clinton County.	190034	N/A, Emerg; July 9, 2013, Reg; July 22, 2020, Susp.	-do-	-do-
Calamus, City of, Clinton County.	190711	N/A, Emerg; August 9, 2011, Reg; July 22, 2020, Susp.	-do-	-do-
Camanche, City of, Clinton County.	190086	February 9, 1973, Emerg; December 18, 1984, Reg; July 22, 2020, Susp.	-do-	-do-
Clayton, City of, Clayton County.	190072	February 24, 1975, Emerg; March 16, 1989, Reg; July 22, 2020, Susp.	-do-	-do-

State and Location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current Effective Map Date	Date Certain Federal assistance no longer available in SFHAs
Clayton County, Unincorporated Areas.	190858	May 3, 1976, Emerg; May 1, 1990, Reg; July 22, 2020, Susp.	July 22, 2020	July 22, 2020.
Clinton, City of, Clinton County.	190088	June 11, 1974, Emerg; September 17, 1980, Reg; July 22, 2020, Susp.	-do-	-do-
Clinton County, Unincorporated Areas.	190859	July 2, 1975, Emerg; September 1, 1990, Reg; July 22, 2020, Susp.	-do-	-do-
DeWitt, City of, Clinton County.	190568	N/A, Emerg; October 27, 1995, Reg; July 22, 2020, Susp.	-do-	-do-
Elkader, City of, Clayton County.	190073	October 3, 1974, Emerg; September 29, 1978, Reg; July 22, 2020, Susp.	-do-	-do-
Elkport, City of, Clayton County.	190074	December 24, 1974, Emerg; August 1, 1986, Reg; July 22, 2020, Susp.	-do-	-do-
Fort Madison, City of, Lee County.	190184	April 11, 1974, Emerg; May 3, 1982, Reg; July 22, 2020, Susp.	-do-	-do-
Garber, City of, Clayton County.	190076	March 7, 1975, Emerg; August 1, 1986, Reg; July 22, 2020, Susp.	-do-	-do-
Garnavillo, City of, Clayton County.	190580	N/A, Emerg; August 9, 2011, Reg; July 22, 2020, Susp.	-do-	-do-
Goose Lake, City of, Clinton County.	190734	N/A, Emerg; November 9, 2011, Reg; July 22, 2020, Susp.	-do-	-do-
Grand Mound, City of, Clinton County.	190586	N/A, Emerg; November 9, 2011, Reg; July 22, 2020, Susp.	-do-	-do-
Guttenberg, City of, Clayton County.	190077	May 1, 1974, Emerg; March 4, 1980, Reg; July 22, 2020, Susp.	-do-	-do-
Keokuk, City of, Lee County.	190185	March 27, 1974, Emerg; March 1, 1978, Reg; July 22, 2020, Susp.	-do-	-do-
Lee County, Unincorporated Areas.	190182	September 11, 1978, Emerg; June 15, 1981, Reg; July 22, 2020, Susp.	-do-	-do-
Lost Nation, City of, Clinton County.	190611	N/A, Emerg; July 22, 2014, Reg; July 22, 2020, Susp.	-do-	-do-
Low Moor, City of, Clinton County.	190766	N/A, Emerg; January 12, 2017, Reg; July 22, 2020, Susp.	-do-	-do-
Luana, City of, Clayton County.	190767	February 18, 2011, Emerg; June 2, 2011, Reg; July 22, 2020, Susp.	-do-	-do-

State and Location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current Effective Map Date	Date Certain Federal assistance no longer available in SFHAs
Marquette, City of, Clayton County.	195182	April 16, 1971, Emerg; January 19, 1972, Reg; July 22, 2020, Susp.	July 22, 2020	July 22, 2020.
McGregor, City of, Clayton County.	195183	April 9, 1971, Emerg; January 19, 1972, Reg; July 22, 2020, Susp.	-do-	-do-
Montrose, City of, Lee County.	190186	August 8, 1975, Emerg; February 18, 1981, Reg; July 22, 2020, Susp.	-do-	-do-
North Buena Vista, City of, Clayton County.	190082	N/A, Emerg; August 3, 2011, Reg; July 22, 2020, Susp.	-do-	-do-
Saint Olaf, City of, Clayton County.	190084	March 10, 1975, Emerg; August 1, 1986, Reg; July 22, 2020, Susp.	-do-	-do-
Strawberry Point, City of, Clayton County.	190662	N/A, Emerg; October 19, 2010, Reg; July 22, 2020, Susp.	-do-	-do-
Toronto, City of, Clinton County.	190118	N/A, Emerg; July 22, 2014, Reg; July 22, 2020, Susp.	-do-	-do-
Welton, City of, Clinton County.	190089	October 25, 1977, Emerg; August 5, 1985, Reg; July 22, 2020, Susp.	-do-	-do-

*-do- =Ditto.

Code for reading third column: Emerg. —Emergency; Reg. —Regular; Susp. —Suspension.

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